

LIPSON NEILSON P.C.  
JOSEPH P. GARIN, ESQ.  
Nevada Bar No. 6653  
9900 Covington Cross Drive, Suite 120  
Las Vegas, Nevada 89144  
Phone: (702) 382-1500  
Fax: (702) 382-1512  
[jgarin@lipsonneilson.com](mailto:jgarin@lipsonneilson.com)

## **Attorneys for Defendant/Third-Party Plaintiff Pension Benefit Information, LLC**

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

TERRI CAMPBELL, individually and on behalf of all others similarly situated,

Plaintiff,  
vs.

PENSION BENEFIT INFORMATION, LLC;  
DOES 1 through 20, inclusive,

Defendant/Third-Party  
Plaintiff,

vs.

# PROGRESS SOFTWARE CORPORATION,

### Third-Party Defendant.

Case No: 2:23-cv-01545-CDS-EJY

**STIPULATION AND ORDER TO  
EXTEND DEFENDANT'S TIME TO  
RESPOND TO COMPLAINT**

**(FIRST REQUEST)**

Pursuant to LR IA 6-1 and 6-2, Plaintiff Terri Campbell (“Plaintiff”) and Defendant/Third-Party Plaintiff Pension Benefit Information, LLC (“PBI”) (altogether, the “Parties”), hereby stipulate and agree to extend PBI’s response date to Plaintiff’s Class Action Complaint by thirty (30) days up to and including November 10, 2023. The Parties further state:

WHEREAS, Plaintiff commenced this action by filing a Class Action Complaint on August 18, 2023 in the Eighth Judicial District Court, Clark County, Nevada against PBI [ECF No. 1-2]. On September 11, 2023, Plaintiff's counsel provided a waiver of service form to PBI's counsel. On September 28, 2023, PBI removed the Class Action

1 Complaint to this Court [ECF No. 1]. Accordingly, PBI's current response date is  
2 October 5, 2023, pursuant to Federal Rule of Civil Procedure 81(c)(2)(C).

3 WHEREAS, on July 7, 2023, the named plaintiff in *Bailey v. Progress Software*  
4 *Corporation and Pension Benefit Information, LLC*, No. 0:23-cv-2028 (D. Minn. July 5,  
5 2023) filed a Motion for Transfer and Centralization of Related Actions Pursuant to 28  
6 U.S.C. § 1407 for Consolidated Pretrial Proceedings (the "Transfer Motion"), which  
7 requests that the Judicial Panel for Multidistrict Litigation transfer and centralize certain  
8 actions for coordinated pretrial proceedings, and identifies the instant case as such a  
9 matter subject to the Transfer Motion;

10 WHEREAS, on October 4, 2023, the JPML issued an order for centralization and  
11 transfer to the United States District Court for the District of Massachusetts of related  
12 cases arising from the same subject matter and claims as the instant matter. See *IN*  
13 *RE: MOVEit Customer Data Security Breach Litigation*, No. 3083;

14 WHEREAS, the Parties have agreed to extend PBI's response date pending  
15 further action of the JPML relative to the transfer of this action;

16 WHEREAS, this is the first stipulation for extension of PBI's time to file a  
17 response to Plaintiff's Class Action Complaint;

18 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, that:

19 1. Defendant PBI's deadline to file a response to Plaintiff's Class Action  
20 Complaint shall be extended up to and including November 10, 2023.

21 IT IS SO STIPULATED.

22 DATED this 4<sup>th</sup> day of October, 2023.

23   
24 LIPSON NEILSON P.C.

25 By:  
26 \_\_\_\_\_  
27 JOSEPH P. GARIN, ESQ.  
28 Nevada Bar No. 6653  
9900 Covington Cross Drive, Suite 120  
Las Vegas, Nevada 89144

29 *Attorneys for Defendant/Third-Party Plaintiff  
Pension Benefit Information, LLC*

1 KIND LAW  
2

3 /s/ Michael Kind (with permission)  
4 MICHAEL KIND, ESQ.  
5 Nevada Bar No. 13093  
6 8860 South Maryland Parkway, Suite 106  
7 Las Vegas, NV 89123  
8

9 *Attorneys for Plaintiff Terri Campbell*  
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15 **ORDER**  
16

17 IT IS SO ORDERED.  
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19   
20 Layna J. Zouchah  
21 UNITED STATES MAGISTRATE JUDGE  
22

23 DATED: October 4, 2023  
24

25 **LIPSON NEILSON P.C.**  
26 9900 Covington Cross Drive, Suite 120, Las Vegas, Nevada 89144  
27 Telephone: (702) 382-1500 Facsimile: (702) 382-1512  
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